Jail (1939) Department.

18 SERIES.

G.O. No.	5900
Dated	11-11-1939

[Despatch Abstract]

Furniture -

District Munsif's Court Kollegal Coimbatore District. Purchase of a bench and General permission to purchase furniture from outside the Jail Department Sanction accorded.

C.F. 32 (a).

In reply, please quote number, date and short title.*

Jail DEPARTMENT.

Received 27 OCT 1939 Registered

From (Name) Lt.Col.S.C.Contractor, M.B., I.M.S.,

(Designation) Inspector General of Prisons,

Post Box ....., (Station) Madras.

Telegraphic Address 36427E

27.10.39

To

The Secretary to Government,
Home Department, Madras.

No. XLBis. ....., *dated* 24th October *193* 9.

Sir,

*Sub:-Furniture - District Munsif's Court Kollegal - Local purchase - Application from the Registrar of High Court, Madras, Roc.No.3948 of 1939 D 1. dated 17-10-39.

ENCLOSURES.....

SPARE COPIES.....

I forward for the orders of Government the application cited above together with its enclosures. In the circumstances, explained the local purchase may be sanctioned.

The general permission applied for in respect of the District Munsif's Court, Kollegal may also be granted in view of the fact that P.T.O. -2-

that Kollegal is an out of the way place.

3 I am however against the views of the District Judge contained in paragraph 4 of his letter No.7169 dated 22-9-39. No doubt the ~~cost~~ prices of jail made articles are higher than the locally manufactured ones. But ours are decidedly stronger and more durable comparatively speaking. 4 & 5-b supra

26.10.39

For Inspr.-Genl. of Prisons.

tj.26.10.

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C.F. 30.

DEPARTMENT.

Received ..... 19 . *Registered* 027158 19

Subject.

Enclosures.
No. .....
.....
Spare copies .....

R.O.C.No.3948 of 1939 D1.

Station Madras, , *Dated the* 17th October 1939

From (Name) Sri. Rao Bahadur D. Appa Rao,

(Designation) Registrar, High Court, Madras.

To The Secretary to the Government of Madras,

through the Inspector-General of Prisons ✓ Home Department. (with enclosures)

Sir,

Subject:- Furniture - District Munsif's Court, Kollegal - Purchase from outside the Jail Department - sanction recommended.

I am directed to forward herewith for orders of Government letter No.7169 dated 22-9-1939 together with a statement in the prescribed form from the District Judge of Coimbatore applying (1) for sanction of Government for purchase by the District Munsif, Kollegal, of a bench from outside the Jail Department, and, (2) for grant of general permission, so far as the District Munsif's Court, Kollegal, is concerned for purchase of any article of furniture, whether standardized or not from outside the Jail Department. I am to state that the Honourable the Judges recommend the proposal

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in view of the heavy cost and risk of transport.

I have the honour to be,

Sir,

Your most obedient servant,

REGISTRAR.

KMN

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INSPECTOR GENERAL OF PRISONS
20 OCT 1938
MADRAS

C.F. 32.

3948/D1 Judicial DEPARTMENT.

In reply, please quote number, date and short title.

APPROVED
25 SEP 1938
HIGH COURT

Received _____ *Registered* _____

From (Name) Sri. Rao Bahadur.T.Anantha Acharya B.A.,B.L.,

(Designation) District Judge.

Post Box _____, (Station) Coimbatore.

Telegraphic Address _____

To

The Registrar,
High Court, Madras.

No. 1 , *dated* 22nd Septr. 1939..

Sir,

Subject:- Furniture - Purchase from outside the jail department - application for sanction.

* * * *

Enclosures _____

_____

_____

Spare Copies _____

In the High Court's R.O.C.No. 3806/37 D-1 dated 24-6-1938 it was directed that the benches to be provided for the accommodation of the litigant public should be ~~x~~ of teak wook and of a uniform type and that orders should be pleaced with the Jail Department for supply. Accordingly orders were placed with the Superintendent Central Jail, Cannanore, last year for supply of benches required for the several courts.

2 The District Munsif, Kollegal, reports that the legs and one of the planks at the back of the bench supplied to him were broken during transmission and that extra expenditure was incurred for effecting necessary repairs to the bench.

3 Out of the allotment sanctioned to him this year the District Munsif proposes to purchase another bench for his court, and requests permission to place the order with a local carpenter who has agreed to supply the bench like the one supplied last year by the Central Jail, Cannanore, at a cost of Rs. 10/-.

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4 The District Munsif furtner states that the bench, if made to order locally, will cost less than the Jail price, the transamission and other incidental charges could also be saved and it will be stronger and more durable.

5 Any article of furniture to be supplied from the Central Jail, Cannanore, to the District Munsif, Kollegal, has to pass through three railways and to undergo transhipment at four places, viz., Cannanore, Jalarpet, Bangalore and Maddur. Further it has to be transported by road from Maddur to Kollegal, nealy 40 miles. Besides running the risk of being broken in transit and bedoming less durable thereby even if ~~prepared~~ repaired, its total cost viz., the jail price and packing, forwarding, freight and cartage charges all put together, will be far higher than the local price.

6 I therefore request that the High Court may be pleased to obtain the orders of Government for purchase of the bench locally by the District Munsif, Kollegal, or if possible, to obtain orders as a special case, so ~~as~~ far as Kollegal is concerned, for purchase of any article of furniture whether standardized or not, from outside the Jail Department.

I have the honour to be,

Sir,

Your most obedient servant,

T. Ananda Chari

SNS 22-9.

District Judge.

7/11/1

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STATEMENT ØTO ACCOMPANY THE APPLICATION FOR PURCHASE OF STANDARDIZED ARTICLES OF FURNITURE FROM OUTSIDE THE JAIL DEPARTMENT.

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1. Name of the article of furniture. — A bench, 7' - 0" X 1'- 3" X 1' - 6" for the District Munsif's Court, Kollegal. This is not a standardized article as per (A) G.O.No.4010, Home, dated 24-7-1939. In the Government's letter No. 1447 MS dated 18-3-1938 a standard type design was required to be made for benches to be provided for the litigant public in the Civil and Criminal courts and in High Court's R.O.C. No. 3806/37, D-1 dated 24-6-38 orders were required to be placed with the Jail Department.

2. The date on which the need for purchase arose. — September 1939.

3. The date on which the Jail Department was addressed. (If the order was placed late in the year, brief reasons should to be given.)

4. Gist of the reply of the Superintendent of the Jail or Borstal School or head master of the Certified school who waa addressed.

5. Urgency necessitating the local purchase of articles.

The jail department was not addressed in this matter. The sanction for the local purchase of the article is applied for not on account of the possible delay on the part of the Jail Department in supplying the same but on account of the ~~the~~ fact that the article is obtainable locally at a price cheaper than the jail price, avoiding the transmission and other incidental charges and the risk of breakage while undergoing transhipment at four places as stated in my letter No. 7169 dated 22-9-1939. So far as Kollegal is concerned, orders may be passed for purchase of any article whether standardized or not, from ~~the~~ outside the jail department.

T. Ananda Chari

District Court, Coimbatore.

Dated: 5th October 1 9 3 9.

District Judge.

SNS.

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C.F.16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..		
When copied ..		D/11.
When examined...		
When signed ...		
When despatched.		

SUBJECT:— Home Dept

Furniture. Dt. Mfi Court Kollegal, Coimbatore district. - Purchase of a bench, and general powers to purchase furniture, from outside the Tail Dept. Sanction accorded.

READ AGAIN _____, dated _____ 19____.

" " _____ " _____ 19____.

READ *ALSO*:—

Hy 4 of No. 36427 From the High Court P.O., No. 3948 of 39 dated 17. x. 19 39

Hy 1-2 of " " " D. G. of Prisons " XL. Dis. " 24. x. 19 39.

" _____ " _____ " _____ 19____.

~~Order~~ / ~~Resolution~~ ~~Ms.~~ / ~~Rout.~~ No. 5900, dated 11-11-39 19 39.

Precedent. 1939 (2) and

Not to be referred to Jury.

Para 3. p 5 of

Vide draft on p 7 of (2)

(1) The Government sanction as a special case, the purchase from outside the Tail Dept of a bench at a cost not exceeding Rs. 10/- (Rupees ten only) required for use in the District Munsif's Court Kollegal, Coimbatore district.

2 The Government also sanction the purchase in future of any article of furniture required for the District Munsif's Court Kollegal, from outside the Tail Dept, in the circumstances reported by

the District Judge Coimbatore
in his letter No. 4169 dated
22.9.1939

H.S.b.f.

To the Hon'ble the C.J.
(with c.r.)
The Dt. Judge Coimbatore
The A.G. Madras
2.G. Motors

Two copies for the
Home Dept. F

Note.

Attention is invited to
paragraphs 2 & 3 of the Dt. Judge's
letter at pp. 5.b.f. which set-
out the reasons in support
of the recommendation to have
the Bench required for the Dt. Mfs
Court Kollegal, purchased from
outside the Tamil Nadu and
also to have all the furniture
required by that Court, purchased from
outside the Tamil Nadu. The Hon'ble
the Judges have supported the recommendation p. 2 c.
of the District Judge and the
2.G. of Motors has no objection p. 1 c.
to Government sanctioning being
accorded by Government.

Thro' C

9.11.38

2 The draft order may be sent to the Finance Dept. for acceptance

Ds.
7/11

7/11

I see. Any precedents, or any provision in the orders on the subject, for this?

9/11

Please see precedent in E.O. No 1416 Dec d 6.6.38 in an almost identical case. Attention is invited to the D.F.'s letter on p6 of file E.O. The general orders contained in para 3 of E.O. No 3828 d 9 d 3.10.34 may be relaxed in individual cases, if they are satisfied that a case is made out for relaxation. The D.F. has recommended the grant of the general permission applied for in this case.

Roy Irene

9/11/38

9.11.38.